

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

In re:) CHAPTER 13
)
Clayton Edwin Leonard, and) CASE NO. 12-79015-JRS
Laureen Ann Lesniak)
)
Debtor(s))

MOTION TO SUSPEND PLAN PAYMENTS

COMES NOW, Clayton Leonard and Laureen Lesniak (“DEBTORS”), by and through counsel, and respectfully moves the Court to suspend their Chapter 13 plan payments for April, May, and June 2014 and shows this Court as follows:

1.

This Court has jurisdiction in this matter pursuant to 28 U.S.C. Section 1334, 28 U.S.C. Section 151, and 28 U.S.C. Section 157.

2.

This Court is the proper venue for this matter pursuant to 28 U.S.C. Section 1409.

3.

This case was commenced on November 20, 2012 by the filing of a petition for relief under Chapter 13 of the Bankruptcy Code.

4.

Subsequent to the filing of the instant case the Debtors' plan payments were current.

5.

Since the filing of the case, Debtors' financial condition and ability to maintain their trustee payments has been compromised as a result of some unexpected medical conditions and inclement weather.

6.

The Debtors' income has been temporarily reduced as a result of being forced to work fewer hours over the past couple of months. The reduction of hours and income has caused the Debtors to fail to meet their financial obligations.

7.

Debtors' pray for a suspension of plan payments in order to catch up on their financial obligations. More specifically, Debtors need to make past-due mortgage payments and utility payments that they were unable to make due to the decreased income and the active Employer Deduction Order.

8.

The Debtors expect to be able to resume regular monthly payments to the Chapter 13 Trustee in June 2014 and Debtors' Chapter 13 will still be fully funded within the applicable commitment period. Thus, the relief sought by the Debtors will cause no harm

to any creditors.

WHEREFORE, Debtors pray that their motion be granted and the Court enter an Order Suspending the Debtors' plan payments for April, May, and June of 2014.

Respectfully submitted, this 26 February 2014.

/s/
Jason Khano, Attorney for Debtors
Ga Bar No. 931962
Khano & Associates, LLC
58 S. Park Sq. NE, Suite N
Marietta, GA 30060
404-522-6031
404-522-6034 (fax)
Jason@KhanoLaw.com

CERTIFICATE OF SERVICE

I certify that I have furnished a true copy of the within and foregoing MOTION TO SUSPEND PLAN PAYMENTS to the Chapter 13 Trustee Adam M Goodman, Suite 200, 260 Peachtree Street, Atlanta, Ga. 30303 and to all of the creditors hereby attached in the creditor matrix by depositing same in the U.S. Mail with sufficient postage thereto affixed to insure delivery.

This 26 February 2014.

/s/
Jason Khano
Attorney for Debtor

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

In re:) CHAPTER 13
)
Clayton Edwin Leonard, and) CASE NO. 12-79015-JRS
Laureen Ann Lesniak)
Debtor(s))

NOTICE OF HEARING

PLEASE TAKE NOTICE that the Debtors have filed a Motion to Suspend Plan Payments and related papers with the Court seeking an Order suspending plan payments for the months of April, May, and June of 2014.

PLEASE TAKE FURTHER NOTICE that the Court will hold a hearing on the Motion to Excuse Chapter 13 payments in Courtroom 1404, United States Courthouse, 75 Spring Street, SW, Atlanta, GA at 2:00 PM on March 27, 2014.

Your rights may be affected by the Court's ruling on these pleadings. You should read these pleadings carefully and discuss them with your attorney, if you have one in the bankruptcy case. (If you do not have an attorney, you may wish to consult one.) If you do not want the court to grant the relief sought in these pleadings or if you want the court to consider your view, then you and/or your attorney must attend the hearing. You may also file a written response to the pleading with the Clerk at the address stated below, but you are not required to do so. If you file a written response, you must attach a certificate of service stating when, how and on whom (including address) you served the response. Mail or deliver your response so that it is received by the Clerk at least two business days before the hearing. The address of the Clerk's Office is Clerk, US Bankruptcy Court, Suite 1340, 75 Spring Street, Atlanta, Georgia 30303. You must also mail a copy of your response to the undersigned at the address below.

DATED THIS 26 February 2014.

_____/s/_____
Jason Khano, Attorney for Debtors
Ga Bar No. 931962
Khano & Associates, LLC
58 S. Park Sq. NE, Suite N
Marietta, GA 30060
404-522-6031

Label Matrix for local noticing

113E-1

Case 12-79015-jrs

Northern District of Georgia

Atlanta

Wed Feb 26 10:07:30 EST 2014

American Express

American Express Special Research

Po Box 981540

El Paso, TX 79998-1540

American Express Bank, FSB

c/o Becket and Lee LLP

POB 3001

Malvern, PA 19355-0701

American InfoSource LP as agent for

Gwinnett Hospital System

PO Box 248838

Oklahoma City, OK 73124-8838

(p)BANK OF AMERICA

PO BOX 982238

EL PASO TX 79998-2238

(p)BB AND T

PO BOX 1847

WILSON NC 27894-1847

Branch B&T

Po Box 2306

Wilson, NC 27894-2306

CHESWOLD (OPHRY'S), LLC

C O WEINSTEIN AND RILEY, PS

2001 WESTERN AVENUE, STE 400

SEATTLE, WA 98121-3132

Cap1/bstby

Po Box 5253

Carol Stream, IL 60197-5253

Capital One, N.A.

Bass & Associates, P.C.

3936 E. Ft. Lowell Road, Suite #200

Tucson, AZ 85712-1083

Capital One, N.A.

c/o Becket and Lee LLP

POB 3001

Malvern, PA 19355-0701

Chase

201 N. Walnut St//De1-1027

Wilmington, DE 19801-2920

Chase Manhattan Mortgage

Attn; Bankruptcy Dept

3415 Vision Dr. Mail Code: Oh4-7133

Columbus, OH 43219-6009

Chase Mht Bk

Attention: Bankruptcy

Po Box 15298

Wilmington, DE 19850-5298

(p)CITIBANK

PO BOX 790034

ST LOUIS MO 63179-0034

Department Stores National Bank/Bloomingdale

Bankruptcy Processing

Po Box 8053

Mason, OH 45040-8053

Department Stores National Bank/Macys

Bankruptcy Processing

Po Box 8053

Mason, OH 45040-8053

Dsnb Bloom

Macy's Bankruptcy Dept.

9111 Duke Blvd.

Mason, OH 45040-8999

Dsnb Macys

9111 Duke Blvd

Mason, OH 45040-8999

Freedom Road Financial

10605 Double R Blvd Ste

Reno, NV 89521-8920

FreedomRoad Financial c/o CRG-20016

PO Box 29426

Phoenix, AZ 85038-9426

GE Capital Retail Bank

c/o Recovery Management Systems Corp

25 SE 2nd Ave Suite 1120

Miami FL 33131-1605

Gemb/JC Penny

Attention: Bankruptcy

Po Box 103104

Roswell, GA 30076-9104

Georgia Department of Revenue

1800 Century Center Blvd, N.E.

Atlanta, GA 30345

Adam M. Goodman

Adam M. Goodman, 13 Trustee

Suite 200

260 Peachtree Street

Atlanta, GA 30303-1236

Internal Revenue Service

401 West Peachtree St., N.W.

Stop 334-D

Atlanta, GA 30308-8176

JPMorgan Chase Bank, N. A.

Attn: Correspondence Mail

Mail Code LA4-5555

700 Kansas Lane

Monroe, LA 71203-4774

JPMorgan Chase Bank, National Association

3415 Vision Drive

Columbus, OH 43219-6009

Jason G. Khano
 Khano & Associates, LLC
 58 South Park Square
 STE N
 Marietta, GA 30060-1998

N56 W 17000 Ridgewood Dr
 Menomonee Falls, WI 53051-7096

Clayton Edwin Leonard
 1833 Crossvale Dr.
 Dacula, GA 30019-4699

Laureen Ann Lesniak
 1833 Crossvale Dr.
 Dacula, GA 30019-4699

Ronald A. Levine
 Levine, Block & Strickland, LLP
 Suite 240 - Centrum at Glenridge
 780 Johnson Ferry Road
 Atlanta, GA 30342-1434

(p)NISSAN MOTOR ACCEPTANCE CORPORATION
 LOSS RECOVERY
 PO BOX 660366
 DALLAS TX 75266-0366

Nordstrom FSB
 Attention: Bankruptcy Department
 Po Box 6566
 Englewood, CO 80155-6566

Nordstrom fsb
 P.O. Box 6566
 Englewood, CO 80155-6566

(p)PORTFOLIO RECOVERY ASSOCIATES LLC
 PO BOX 41067
 NORFOLK VA 23541-1067

U. S. Attorney
 600 Richard B. Russell Bldg.
 75 Spring Street, SW
 Atlanta GA 30303-3315

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g)(4).

Bank Of America
 Attention: Recovery Department
 4161 Piedmont Pkwy.
 Greensboro, NC 27410

Bb&t
 Po Box 1847
 Wilson, NC 27894

Citibank Sd, Na
 Citi Corp Credit Services/Attention: Cen
 Po Box 20363
 Kansas City, MO 64195

(d)Citibank Usa
 Citicorp Credit Services/Attn: Centraliz
 Po Box 20363
 Kansas City, MO 64195

Nissn Inf Lt
 Attn: Bankruptcy
 8900 Freeport Parkway
 Irving, TX 75063

Portfolio Recovery Associates, LLC
 POB 41067
 Norfolk VA 23541

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(d)Adam M. Goodman
 Adam M. Goodman, 13 Trustee
 Suite 200
 260 Peachtree Street
 Atlanta, GA 30303-1236

(u)Nissan-Infiniti LT,

End of Label Matrix	
Mailable recipients	40
Bypassed recipients	2
Total	42